

MINIDOKA COUNTY NEWS

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
) ss.
STATE OF IDAHO,)

Edward L. Mitchell, being first
duly sworn, deposes and says that he is the
editor of The Minidoka County
News, a weekly newspaper published at Rupert,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Deponent further
states that the printed notice attached hereto was
duly published according to law in the regular
weekly editions of The Minidoka County News for
two consecutive weeks, commencing
with the issue dated June 15, 1983, and
ending with the issue dated June 22, 1983.

Edward L. Mitchell
Subscribed and sworn to before me this

22nd day of June, 1983.

Brenda J. Dorman Notary Public

Cost of Publication \$21.45

Notary Fee

Total Cost

RECEIVED

JUN 28 1983

Department of Water Resources
Southern District Office

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 36-2086

Notice is hereby given that Rupert-Paul Stake Farm of Rupert, Idaho has applied to the Department of Water Resources to change point of diversion of a right from a groundwater source. The right sought to be changed is evidenced by License No. 2086 and is recorded as follows:

Amount: 2.40 cfs

Priority: November 4, 1949

Point of Diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T9S, R23E, B.M., Minidoka County

The water is used for irrigation of 120 acres from March 15 to November 15 within the N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 1, T9S, R23E

TO BE CHANGED AS FOLLOWS:

Amount: 2.40 cfs

Point of Diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ -SE $\frac{1}{4}$, Sec. 36, T8S, R23E; Lt3 (NE $\frac{1}{4}$ -NW $\frac{1}{4}$), Sec. 1 T9S, R23E.

Any protest against the approval of the above proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 on or before July 5, 1983.

/s/ A Ken Dunn-Director
No. 83-131 - June 15 and 22, 1983.

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
MAY 16 1966
Department of Reclamation

Newell P. Baker (Walter Baker Bros)
1459 Burton Ave., Burley, Idaho
Permit No. 21279
Now owned by Norman Seebath
W.D.S. Church
Examination for Beneficial use

County Minidoka
S1 - 9S - 23E.

Q = 2.4 cfs.
S = well
Irrig & dom

P.D. = NE NE - S1

Area = $N\frac{1}{2} N\frac{1}{2} NE\frac{1}{4}$ } S1
and $N\frac{1}{2} NW\frac{1}{4}$

not ready for inspection
in 1951 and again in
1952.

G.M. 7 Jan 1953.

Inspected = Nov 4 - 49
K.H. dec Nov 7 - 1960
Order 2 - 26 - 51

Discharge into 4" O.D.
Pipe extends approx. 10' to
N. into 6" line x 30 yds long

P.D. = Approx. 54 yds S 3

Pole line
into 6" line extending W.

240v. meter G.E. # 28 519 6

$\frac{1}{4}$ Kw x 10 = demand

Well 250' - 260' deep x 12" d.
Cst 160'

h = 155'
Pump bowl sets at 125'

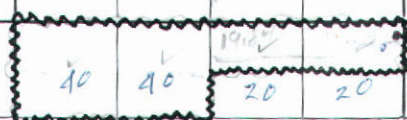
8" fouds - 6" column

Electric service in T.F.

Irrigator



T 9 S R 23 E.



120 A

Rupert approx 5 mi.

Area - 120 A

Subdivisions - 4

Q = 2.40 cfs

T9S R23E

36

3536

21

170
15
W 78

Muel P. Baker

082

Sage

Wayne Rogers

DE ③ Fred Rogers

21279

THE MINIDOKA COUNTY NEWS

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka, { ss.
STATE OF IDAHO, {

Larry H. Robinson, being first
duly sworn, deposes and says that he is the

CO- publisher of The Minidoka County
News, a weekly newspaper published at Rupert,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Deponent further
states that the printed notice attached hereto was
duly published according to law in the regular
weekly editions of The Minidoka County News

for Four (4) consecutive weeks, commencing
with the issue dated Feb. 1, 1951, and
ending with the issue dated Feb. 22, 1951.

Larry H. Robinson

Subscribed and sworn to before me this

2nd day of February, 1951.

Glenn Smith Notary Public

Cost of Publication \$12.00

Notary Fee

Total Cost

NOTICE OF PROOF

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at
10:00 A. M. on the 26th day of
February, 1951, at Burley, County
of Cassia, State of Idaho, before
Reid Starley, Notary Public, proof
will be submitted of the applica-
tion to beneficial use of 2.4 cubic
feet per second of the waters of
subterranean flow from a well in
accordance with the terms and
conditions of permit No. 21279
heretofore issued by the
Department of Reclamation of the
State of Idaho.

The name and postoffice address
of the person or corporation hold-
ing said permit are Newel P. Bak-
er, 1429 Burton St., Burley, Idaho.

The use to which said water has
been applied is irrigation and
domestic use.

The amount applied to bene-
ficial use is 2.4 cubic feet per
second.

The place where said water is
used N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ NW $\frac{1}{4}$
Section 1, Twp. 9 South, Range 23
East, B. M.

The name of the canal or ditch
or other works by which said wa-
ter is conducted to such place of
use is no name.

The right to take water from
such works is based upon Permit
No. 21279.

The source of supply from which
such water is diverted is subter-
ranean flow from a well in the
NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1, Twp. 9
South, Range 23 East, B. M.

The date of priority which said
user is prepared to establish is
November 4, 1949.

MARK R. KULP
State Reclamation Engineer
No. 709 Feb. 1—Feb. 22

RECEIVED
APR 12 1951

Department of Reclamation

21279

Twp. 9.S. R.23.E.

Sec.
1

Point of Diversion, Well,

Permit Map No. 21279

As Approved

NOV 7 1949

MARK R. KOLP

State Reclamation Engineer

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

Water Right 36-02086

Case No. 39576)

ORDER AMENDING IRRIGATION PERIOD OF USE ELEMENT
IN PARTIAL DECREE AND INCORPORATING INTO PARTIAL
DECREE AN EXPRESS STATEMENT REGARDING GENERAL
PROVISIONS, *NUNC PRO TUNC*

A *Partial Decree* was entered for the above-captioned irrigation water right on December 29, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this recommendation and the time period for filing objections has now expired.

THEREFORE, IT IS ORDERED that the period of use for the irrigation element of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 03-15 11-15

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the court at a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify any subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Dated August 27, 2001

Roger Burdick
ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

FILED

MAR 27 2002

District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

Important Information About Your Water Right

August 27, 2001

CHURCH OF JESUS CHRIST LATTER DAY SAINTS
REAL ESTATE DIVISION
TWELFTH FLOOR
50 E N TEMPLE STREET
SALT LAKE CITY, UT 84150

Dear Water Right Claimant(s):

The reverse side of this letter contains a copy of an *Order Amending Irrigation Period of Use Element in Partial Decree and Incorporating into Partial Decree An Express Statment Regarding General Provisions, Nunc Pro Tunc* (hereinafter "*Order*") for water right number 36-02086. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The Purpose of the *Order* is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the *Order*, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This *Order* also incorporates into the *Partial Decree* an express statement that the *Partial Decree* is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This *Order* in combination with the *Partial Decree* that was issued for this water right on December 29, 1997, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the *Partial Decree* to show evidence of the water right. The original of this *Order* and the original of the *Partial Decree* for this water right are on file with SRBA Court. If you do not have a copy of the original *Partial Decree*, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the *Order* is entered *Nunc Pro Tunc*, meaning that the *Order* will be treated as if it were issued the same date that the *Partial Decree* was originally issued.

Sincerely,



Diana Delaney
Case Administrator

MICROFILMED

MAR 27 2002

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS.

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 36-02086

2007 DEC 29 PM 4:55

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED

NAME & ADDRESS: CHURCH OF JESUS CHRIST LATTER DAY SAINTS
REAL ESTATE DIVISION
TWELFTH FLOOR
50 E N TEMPLE STREET
SALT LAKE CITY UT 84150

SOURCE: GROUNDWATER

QUANTITY: 2.4 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 6.67 CFS, AND A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1716 AF.
COMBINED RIGHT NOS.: 36-02085A AND 36-02076A.

PRIORITY DATE: 11/04/1949

POINT OF DIVERSION: T08S R23E S36 NWSWSE Within MINIDOKA County
SESESE
T09S R23E S01 LOT 3 (NENW)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	2.4 CFS

PLACE OF USE:	IRRIGATION	Within MINIDOKA County				
	T08S R23E S36	NESW 40	NWSW 39	SWSW 39	SESW 40	
		NESE 39	NWSE 40	SWSE 40	SESE 39	
	T09S R23E S01	Lot 1 (NENE)16	Lot 2 (NWNE)19	Lot 3 (NENW)39	Lot 4 (NNWW)39	
	429 ACRES TOTAL					

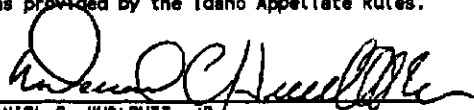
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 120 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 429 ACRES IN A SINGLE
IRRIGATION SEASON.

COMBINED RIGHT NOS.: 36-02085A AND 36-02076A.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-02086

PAGE 1
DEC-16-1997

MICROFILMED

MAR 27 2002

This
Right has been
Decreed in the
SRBA.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Rupert-Paul Stake Farm

Phone 436-4084

Post Office address Route #3 Box 323, Rupert, ID 83350

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. Decreed to (Name) in case of vs dated in in county of (Name of court)

b. License No. 36-2086 issued by the Idaho Department of Water Resources

c. Claim No. on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant
3. Source of water Groundwater tributary to
4. Date of priority 11-4-1949
5. Water is used for the following purposes:

amount 2.40 cfs for Irrigation purposes from Mar 15 to Nov 15

amount for purposes from to

amount for purposes from to (month/day — both dates inclusive)
6. Total amount of water under right: a. 2.40 cubic feet per second &/or b. 480 acre feet per annum
7. Location of original point of diversion is NE ¼ of NE ¼ of Section 1 Township 9S Range 23E, B.M., in Minidoka County
- Additional points of diversion, if any
8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9S	23E	1	20	20			40	40											120

Total number of acres to be irrigated 120

9. Describe any other water rights used for the same purpose as described above
- Lic. 36-2670 (RELINQUISHED)
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
- ✓ Point of diversion _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____ Township _____
Range _____, B.M., _____ County
- Additional points _____

3. Place of use:

[illegible]

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

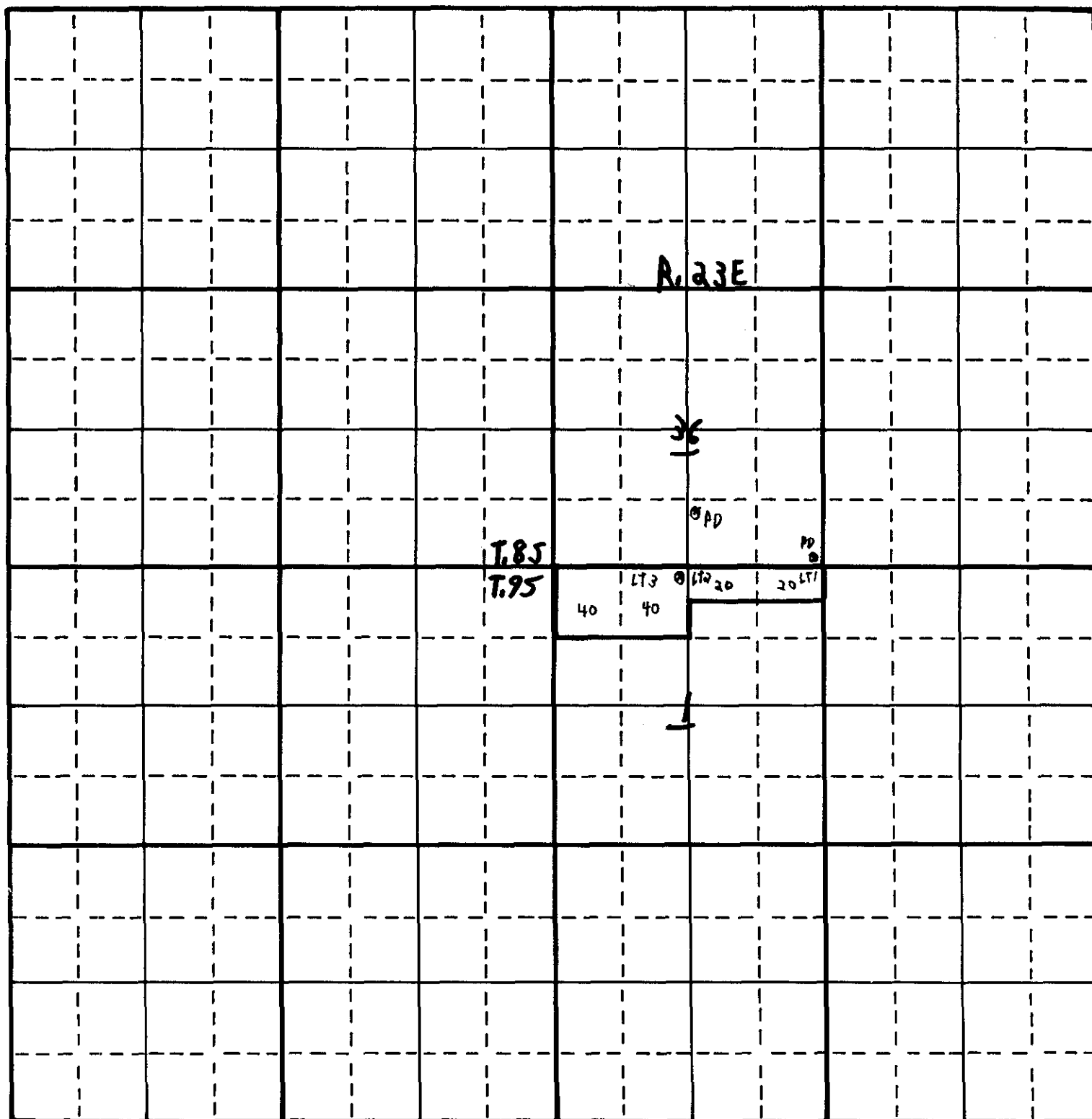
1. General Information
- a. Amount of water to be diverted 2.40 c.f.s. &/or 480 acre feet
- b. Description of diverting works 3 wells & pumps
- c. Describe the reasons for the proposed changes Add diversion points. All three wells have been used since land went under sprinklers in 1973. Correct error in P. D. description.
2. Change in point of diversion
- Point of diversion SW $\frac{1}{4}$ $\frac{1}{4}$ SE $\frac{1}{4}$, Section 36 Township 8S
Range 23E, B.M., Mintoka County
- Additional points SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36 T. 8S R. 23E; Lot 3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 1 T. 9S R. 23E
3. Change in place of use No change
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No _____. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

c. Describe the land or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

4. Describe any other water rights used for the same purpose as described above. _____
Lic. 36-2670
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.
I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Don L. Ruckman (Farm Manager)
(Signature of Applicant)

Subscribed and sworn to before me this 6th day of April, 19 83

Mary A. Newbery
(Notary Public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 36-2086
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 21st day of November, 19 83

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>JP</u>	Date <u>4-12-83</u>	Protest filed by <u>None</u>
Prelim. check by <u>ADM</u>	Fee <u>\$50.00</u> # <u>27360</u>	
Receipted by <u>mmc</u>	Date <u>5/18/83</u>	
Published in <u>minidoka Co news</u>		Copies of protest forwarded by _____
Pub. dates <u>6/15 + 6/22/83</u>		Hearing held by _____ Date _____
Watermaster recommendation requested on <u>N/A</u>		Recommended for <u>approval</u> denial
_____ rec'd.		by <u>ADM</u> <u>gjn</u> <u>DET</u>

R E L I N Q U I S H M E N T

TO WHOM IT MAY CONCERN:

I hereby relinquish to the State of Idaho,
all my right, title and interest in and to Permit to appropriate
the Public Waters of the State of Idaho, No. 36-2670.

Signed at Twin Falls, Id this 21 day
of April, 19 83.

Don L. Rasmussen (Permit Holder)
Permit Holder

ATTEST:

Margaret M. M. M.

MICROFILMED

MINIDOKA COUNTY NEWS

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)

) ss.

STATE OF IDAHO,)

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weekly editions of The Minidoka County News for

two consecutive weeks, commencing

with the issue dated June 15, 1983, and

ending with the issue dated June 22, 1983.

Edward L. Mitchell
Subscribed and sworn to before me this

22nd day of June, 1983.

Brenda J. Dorman Notary Public

Cost of Publication \$21.45

Notary Fee

Total Cost

RECEIVED

JUN 23 1983

Department of Water Resources
Southern District Office



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 21279/36-2086 Priority Nov. 4, 1949 Amount 2.40 cfs

THIS IS TO CERTIFY, that Rupert LDS Idaho Stake
of Rupert, Idaho, has complied with the terms and conditions of Permit
No. 21279/36-2086 issued pursuant to Application for Permit dated November 4, 1949,
and has submitted proof to the Department of Water Resources on February 26, 1951,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.40 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u> at <u>2.40</u> cfs and	<u>480 acre feet or</u>	
	from _____ to _____ cfs and	<u>4.0 af per acre</u>	
	from _____ to _____ at _____ cfs and		
	(both dates inclusive)		

Subject, however, to the condition that no more than 2.40 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
480 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 1,
Twp. 9 S, Rge. 23 E, B. M. in the County of Minidoka

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9 S	23 E	1	20	20			40	40											120

Total number of acres irrigated 120

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 8 day of
December, 19 75.

Director

APPLICATION FOR PERMIT

ASSIGNED TO:
 Rupert LDS Idaho Stake
 c/o Presendent Garth G. Eames
 Route 3
 Rupert, ID 83350
 November 25th, 1975

To Appropriate the Public Waters of the State of Idaho 36-2086

APPLICATION No. 28964
 PERMIT No. 21279
 DISTRICT No.

LICENSE ISSUED FOR 2.2 SEC. FT.
 LICENSE PAGE NO.

1. Name of Applicant: NEWEL P. BAKER

Postoffice address: 1459 Burton, Burley

County: Cassia

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (b) Treasury stock:
- (d) Other resources:

- (a) Cash on hand:
- (c) Bonds to be issued:

2. Quantity of water claimed: 2.4

cubic feet per second.

3. Source of water supply: Subterranean water from a well

which is a tributary of

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$

of Section 1 , T. 9 S. , R. 23 E. , B.M., County of Minidoka

5. Water is to be used for Irrigation and domestic purposes.

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water:

feet distant from

corner of Section

T. , R. , B.M., in the

of Section

, T.

, R.

, B.M.

(b) Amount of power generated:

H.P., under

feet head.

(c) Water is to be returned to

at a point

feet

distant from the

corner of Section

, T.

, R.

, B.M., in the

of Section

, T.

, R.

, B.M.

7. Estimated cost of works: \$ 10,000.00

8. Kind of works: Well, pump, pipe and sprinkler system

9. Height of dam

feet; length of dam at top

feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width

feet; height

feet.

11. Ditch: Width at bottom

feet; width at water line

feet; depth of water

feet;

dimensions of flume:

Diameter of pipe

inches; length of conduit

miles.

Average grade per mile

feet.

12. The time required for the completion of such work is Five (5)

years.

13. The time required for the complete application of the water to the proposed use is Six (6)

additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

16. (a) Is reservoir to be used? If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

NEWEL P. BAKER Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 4:15 P. M. November 4, 1949

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 21279

Recorded in Book 76 Page 21279 Approved November 7, 1949

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before January 7, 1950 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before May 7, 1952

The whole of said work to be completed on or before November 7, 1954

Beneficial use of water appropriated in accordance herewith, to be made on or before November 7, 1960

WITNESS My hand this 7th day of November, 1949

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, C. A. ROBINS, Governor of the State of Idaho, and J. D. "CY" PRICE, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 7th

day of November, 19 49.

STATE OF IDAHO

Countersigned:

(SEAL) By J. D. "CY" PRICE Secretary of State. By C. A. ROBINS Governor.

REMARKS:

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
9 S.	23 E.	1	20	20			40	40											120
Permit No. 21279 CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN: This is to certify that NEWEL P. BAKER of Burley, County of Cassia, and State of Idaho, the holder of Permit No. 21279, issued upon Application No. 28964 bearing date of priority of November 4, 1949, authorizing the diversion of 2.4 second feet of the waters of subterranean flow from a well, County of Minidoka, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho, relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.4 second feet of the waters of said well; that the point of diversion of said waters is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1, Township 9 South, Range 23 East, B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, and NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Township 9 South, Range 23 East, B.M.																			
Witness my hand this 18th day of January, 1951.																			
Proof of Completion of Works made January 17, 1951. Certificate of Completion of Works issued January 18, 1951.																			
																MARK R. KULP State Reclamation Engineer			

This
Right has been
Decreed in the
SRBA.

MICROFILMED

SEP 11 1982

Office Use Only
Inspected by _____
Twp _____ Rge _____ Sec _____
_____ 1/4 _____ 1/4 _____ 1/4
Lat: : : Long: : :

1. DRILLING PERMIT NO. 36-94-S-0291-04
Other IDWR No. 36-02086

2. OWNER:

Name Rupert Paul Arms Co Don Kuehn
Address Rt 3 Box 323
City Rupert State 90 Zip 83350

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N
 Twp. 9 North ☐ or South ☒
 Rge. 23 East ☒ or West ☐
 Sec. 1 _____ 1/4 NW 1/4 NE 1/4 _____
10 acres 40 acres 160 acres
 Gov't Lot _____ County Muskegon
 Lat: _____ Long: _____

Address of Well Site

City _____

(Give at least name of road + Distance to Road or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

4. USE:

☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK check all that apply

5. TYPE OF WORK check all that apply (Replacement etc.)
☐ New Well ☒ Modify ☐ Abandonment ☐ Other Seal/Repair

6. DRILL METHOD

☐ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	

Was drive shoe used? ☐ Y ☐ N Shoe Depth(s) _____

Was drive shoe seal tested? ☐ Y ☐ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
					☐	☐	☐	☐
					☐	☐	☐	☐
					☐	☐	☐	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____

☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
						☐	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

_____ ft. below ground Artesian pressure _____ lb./sq. in.
Depth flow encountered _____ ft. Describe access port or
control devices: _____

11. WELL TESTS:

☐ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Water

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
			WELL IS SAME NO DRILLING DRILLING TOOL IN BOTTOM COULD NOT DRILL DEEPER		
			RECEIVED MAR 11 1995 Department of Water Resources Southern Region		
			RECEIVED APR 1 - 1996		

Completed Depth _____ Department of Water Resources (Measurable)
Date: Started _____ Completed _____

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

ED Firm Name WILLIAMS WELLS PILE Firm No. 383
Firm Official Russ Hobbs Date 02/04/96
and
Supervisor or Operator Russ Hobbs Date 02/04/96
(Sign once if Firm Official & Operator)

November 22, 1983

RE: Transfer of Water Right No. 36-2086

Rupert-Paul Stake Farm
Route #3, Box 323
Rupert, ID 83350

Gentlemen:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 2857). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT;sc

Enclosure

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 36-2086

Notice is hereby given that Rupert-Paul Stake Farm of Rupert, Idaho has applied to the Department of Water Resources to change point of diversion of a right from a groundwater source. The right sought to be changed is evidenced by License No. 2086 and is recorded as follows:

Amount: 2.40 cfs

Priority: November 4, 1949

Point of Diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T9S, R23E, B.M., Minidoka County

The water is used for irrigation of 120 acres from March 15 to November 15 within the N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 1, T9S, R23E

TO BE CHANGED AS FOLLOWS:

Amount: 2.40 cfs

Point of Diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36, T8S, R23E; Lt3 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 1 T9S, R23 E.

Any protest against the approval of the above proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 on or before July 5, 1983.

A. KEN DUNN - Director

Published in Minidoka County News June 15 and June 22, 1983.

1

27
M
1983

**NOTICE OF PROPOSED CHANGE OF
WATER RIGHT**

No. 36-2086

Notice is hereby given that Rupert-
Paul Stake Farm of Rupert, Idaho has
applied to the Department of Water
Resources to change point of diversion
of a right from a groundwater source.
The right sought to be changed is
evidenced by License No. 2086 and is
recorded as follows:

Amount: 2.40 cfs

Priority: November 4, 1949

Point of Diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1,
9S, R23E, B.M., Minidoka County

The water is used for irrigation of 120
acres from March 15 to November 15

within the N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec.
1 T9S, R23E

TO BE CHANGED AS FOLLOWS:

Amount: 2.40 cfs

Point of Diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ -
SE $\frac{1}{4}$, Sec. 36, T8S, R23E; Lt3 (NE $\frac{1}{4}$ -
NW $\frac{1}{4}$), Sec. 1 T9S, R23E.

Any protest against the approval of
the above proposed change of the right
described above must be filed with the
Idaho Department of Water Resources,
4041 Blue Lakes Blvd. North, Twin
Falls, Idaho 83301 on or before July 5,
1983.

/s/ A Ken Dunn-Director
No. 83-131 - June 15 and 22, 1983.

de
maey
6/1/83

RECEIVED
JUN 14 1983

June 3, 1983

Minidoka County News
625 Fremont Avenue
Rupert, Idaho 83350

Re: Notice of Proposed Change of Water Right No. 36-2035A; 36-2036; 36-2076A (3)

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Mary A. Newby
Sec/Office Coord

Encl:

Bill submitted: _____

RECEIVED
JUN 10 1983

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: ADm

1. Right number 36-2086 Applicant RUPERT-PAUL Stake Farm
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Other _____
4. Check:
☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
☒ Description of original point of diversion.
☒ Description of original place of use.
5. Amount of land &/or water transferred:
☒ All of right.
b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
☒ Check description of point(s) of diversion.
☒ Check description of place of use. NO change
☒ Check map (shows p.d. and p.u. after transfer).
☒ Check for correct signature, notarization, and fee.
☒ Check proof of ownership of right &/or land from which water is transferred. -NA
h. ☒ Check for expansion in use of right. Comments None - Check capacity of wells
i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) 36-2670 - maybe relinquished.
j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: ADm

1. Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* OK, Total 20221 lbs. limited to capacity of wells.

4. By ADm Date 7/22/83

* All uses within Watermaster Districts require special conditions.

RECEIVED
AUG 24 1983
Department of Water Resources

December 10, 1975

Re: Permit No. 21279/36-2086

Rupert LDS Idaho Stake
c/o Garth E. Eames
Route 3
Rupert, ID 83850

Dear Mr. Eames:

We acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been recorded and the Department's records changed.

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:rb

Enc.

RECEIVED
DEC 11 1975
ED

RECEIVED

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

DEC 2

Department of Water Resources

I, Newell P. Baker, hereby assign to Rupert, LDS Idaho Stake
of c/o Pres. Garth G. Eames, R.F.D.#3, Rupert, Idaho 83350
Address

CHECK ONE

- ☒ All my right, title, and interest in and to Permit No. 21279/36-2086
to appropriate the public waters of the State of Idaho.
- ☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 25th day of November, 19 75.

Newell P. Baker
Permit Holder

Rosella W. Baker
Spouse of Permit Holder

State of ~~Idaho~~ Oregon)
County of Deschutes) ss.

On this 25th day of November, 19 75, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that ~~he~~ (she) (they) executed the same.

seal

Freda C Johnston
Notary Public residing at
61984 Pettigrew Rd
Leond, Ar. 97701

My commission expires:
Aug 27, 1978

RECEIVED

PRESIDENT GARTH G. EAMES
Route 3
Rupert, Idaho 83350



Pres. Garth G. Eames
R. F. D. #3
Rupert, Idaho 83350

PHOTOCOPIED



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

November 12, 1975

RECEIVED

DEC 2 1975

Department of Water Resources

Re: Permit No. 21279/36-2086
Newel P. Baker

Mr. Garth G. Eames, Pres.
Rupert LDS Stake
R.R. # 3
Rupert, Idaho 83350

Dear Mr. Eames:

Enclosed herewith is departmental receipt No. 3178 for \$8.00 covering the licensing fee in connection with the above referenced permit.

Also enclosed is an 'assignment of permit' form for your use in having this permit conveyed to the Rupert LDS Stake before issuance of the license. Please note that Mr. Baker must sign the form before a notary public.

When you return the assignment, we also ask that you please advise us if this well is also used for domestic purposes in order that we might include such use on the license. We thank you in advance for your cooperation in this matter.

Sincerely,

D. Darlene Reich

D. Darlene Reich
Water Rights Supervisor

ddr

Enc: Receipt #3178
Assignment form

Attn: D. Darlene Reich:

This well is used for irrigation purposes only.

Pres. Garth G. Eames

By *Mervin R. Allen*
Mervin R. Allen, Clerk

RECEIVED

November 12, 1975

Re: Permit No. 21279/36-2086
Newel P. Baker

Mr. Garth G. Eames, Pres.
Rupert LDS Stake
R.R. # 3
Rupert, Idaho 83350

Dear Mr. Eames:

Enclosed herewith is departmental receipt No. 3178 for \$8.00 covering the licensing fee in connection with the above referenced permit.

Also enclosed is an 'assignment of permit' form for your use in having this permit conveyed to the Rupert LDS Stake before issuance of the license. Please note that Mr. Baker must sign the form before a notary public.

When you return the assignment, we also ask that you please advise us if this well is also used for domestic purposes in order that we might include such use on the license. We thank you in advance for your cooperation in this matter.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

ddr
Enc: Receipt #3178
Assignment form



THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS

RUPERT IDAHO STAKE

RUPERT, IDAHO 83350

Nov 8, 1975

State of Idaho
Dept of Water Resources
Statehouse
Boise, Id 83720

RECEIVED

NOV 10

Department of Water Resources

Gentlemen:

We are enclosing check in the amount of \$8.00 to cover licensing fee on permit No. 21279 New No. 36-2086 issued in the name of Newel P. Baker approved Nov 7, 1949.

We would appreciate your holding up the issueing of the lisense until such time as we are able to contact Mr. Baker and make the proper transfer of title as we have purchased the property in question and will need title to this water right also.

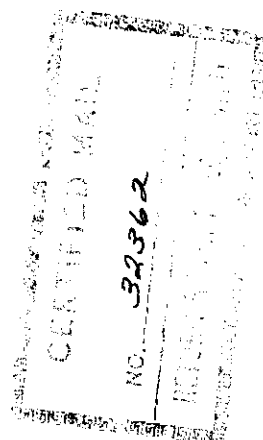
Sincerely yours,

Garth G. Eames, Pres.
Rupert LDS Stake
R. R. #3, Rupert, Idaho 83350

By *Mervin R. Allen*
Mervin R. Allen, Clerk

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720



Newel P. Baker
1459 Burton Ave.
Burley, Idaho 83318

PS Form 3811, Jan. 1975

● **SENDER:** Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).

☐ Show to whom and date delivered..... 15¢

☐ Show to whom, date, & address of delivery.. 35¢

☐ **RESTRICTED DELIVERY.**
Show to whom and date delivered..... 65¢

☐ **RESTRICTED DELIVERY.**
Show to whom, date, and address of delivery 85¢

2. **ARTICLE ADDRESSED TO:**

3. **ARTICLE DESCRIPTION:**

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	32362	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

POSTMARK

CLERK'S INITIALS

NOV 1975



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

Statehouse
Boise, Idaho 83720
(208) 384-2215

R. Keith Higginson
Director

October 31, 1975 CERTIFIED MAIL

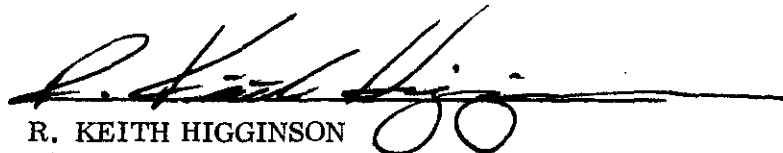
Re: Permit No. 21279 (New No. 36-2086)

Newel P. Baker
1459 Burton Ave.
Burley, Idaho 83318

Dear Mr. Baker:

It appearing to the Department of Water Resources (formerly the Department of Water Administration) that the terms and conditions of Permit 21279/36-2086 to appropriate the public waters of the State of Idaho have not been complied with as to failure to submit licensing fee in the amount of \$8.00, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Resources on or before December 10, 1975, why said permit should not be cancelled.

Permit 21279/36-2086 claims the use of 2.4 cubic feet per second of water from a ground water source (well), the point of diversion was to be located within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 1, Twp. 9 S, Rge. 23 E, B. M. and the permit was approved Nov. 7, 1949.


R. KEITH HIGGINSON
Director

Attachment:
Copy of 5/19/66 letter
cc: Rupert Ward, LDS Church
Rupert, Idaho 83350

May 19, 1966

Re: Permit No. 21279

Newell P. Baker
1459 Burton Avenue
Burley, Idaho

Dear Mr. Baker:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 21279 shows the pump & pipe line is capable of conveying 120 miner's inches, or 2.4 c.f.s. of water for the irrigation of 120 acres.

Upon receipt of the statutory fee of \$ 8.00 -based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of November 4, 1949 to the use of 2.4 second feet of surface water with the point of diversion in the NE~~1~~NE~~1~~4, Sec. 1 from a well for domestic use and irrigation of 120 acres in the N~~1~~4N~~1~~2NE~~1~~4, N~~1~~4NW~~1~~4, Sec. 1, T. 9 S., R. 23 E., B.M.

Very truly yours,

M. Russell Bosch
Office Manager

*Belongs to
Rupert LDS
Church*

21279

October 31, 1975

CERTIFIED MAIL

* 32362

Re: Permit No. 21279 (New No. 36-2086)

Newel P. Baker
1459 Burton Ave.
Burley, Idaho 83318

Dear Mr. Baker:

It appearing to the Department of Water Resources (formerly the Department of Water Administration) that the terms and conditions of Permit 21279/36-2086 to appropriate the public waters of the State of Idaho have not been complied with as to failure to ~~submit~~ licensing fee in the amount of \$8.00, you are hereby notified that under the provisions of Section 42-311, Idaho Code, as amended, said permit is hereby held for cancellation, and you are required to show cause before the Director of the Department of Water Resources on or before December 10, 1975, why said permit should not be cancelled.

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s/ R. Keith Higginson

R. KEITH HIGGINSON
Director

Attachment:
Copy of 5/19/66 letter

cc: Rupert Ward, LDS Church
Rupert, Idaho 83350

May 24, 1966

RE: Permit No. 21279
Newell P. Baker

Rupert Ward, LDS Church
Rupert, Idaho

Gentlemen:

Enclosed is a letter that was mailed to Newell P. Baker, and was returned to us with the notation "moved - left no forwarding address." Our field engineer informs us that the Rupert Ward of the LDS Church now owns this property.

If you wish to have a licensed water right to this well you may pay the \$8.00 fee. We will then issue the license in the name of Newell P. Baker and send it directly to you. The water is appuretnant to the land.

If you wish the license to be issued in the name of the church it will be necessary to obtain an assignment from Mr. Baker and his wife, if he is married. A form for this purpose is enclosed. There is a fee of \$0.50 for recording an assignment.

May we hear from you in the matter?

Very truly yours,

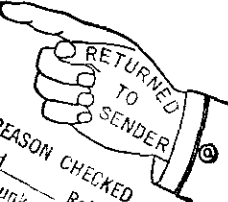
M. Russell Bosch
Office Manager

MRB:mr

Enc. letter
assignment form

21279

AFTER FIVE DAYS RETURN TO
DEPARTMENT OF RECLAMATION
ROOM 107, STATE HOUSE
BOISE, IDAHO 83701

 RETURNED TO SENDER

REASON CHECKED

Unclaimed _____ Refused _____

Addressee unknown _____

Insufficient Address _____

No such street _____ number _____

No such office in state _____

Do not remail in this envelope

*Margaret
check this to
see who happen?*

Newell P. Baker
1459 Burton Avenue
Burley, Idaho

Moved-Left No Address

21279



RECEIVED
MAY 23 1966

Department of Reclamation

May 19, 1966

Re: Permit No. 21279

Newell P. Baker
1459 Burton Avenue
Burley, Idaho

Dear Mr. Baker:

Our field engineer's report on his inspection of the application of water to beneficial use under the terms of Permit No. 21279 shows the **pump & pipe line** is capable of conveying **120** miner's inches, or **2.4** c.f.s. of water for the irrigation of **120** acres.

Upon receipt of the statutory fee of \$ **8.00** -based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of **November 4, 1949** to the use of **2.4** second feet of surface water with the point of diversion in **the NE~~1~~/~~4~~NE~~1~~/~~4~~, Sec. 1** from a well for domestic use and irrigation of 120 acres in the **N~~1~~/~~4~~N~~1~~/~~4~~NE~~1~~/~~4~~, N~~1~~/~~4~~NW~~1~~/~~4~~, Sec. 1, T. 9 S., R. 23 E., B.M.**

Very truly yours,

M. Russell Bosch
Office Manager

*Belongs to
Rupert LDS
Church*

21279

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 21279

This proof is for Beneficial use

In Water District No.

1. Name of applicant Newell P. Baker, 1459 Burton Ave., Burley, Idaho

2. Source of water supply: Subterranean flow from a well

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1

T. 9 S. R. 23 E. County of Minidoka

4. Describe works as they exist, giving dimensions and capacities of same: GE Motor

Model - 5K6543K A1A - 200 HP - S. # PFT6798976

Powerless Pump - S. # 84608

Discharge 10" Steel 3' 5" Tee, to East bottom of 10" water check valve to steel line
Tee South, to 10" water check valve to steel main line 700' to concrete ditch

Power Pole #18

5. Water is used for: Irrigation and domestic use

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Township 9 South, Range 23 East, B. M.

open ditch

80 acres open d.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

Pipe at pump 5" pipe for 50' water

14 $\frac{1}{2}$ " dia 7" freckboard 3" fall @ 7 $\frac{1}{2}$ "

b/c = .482

Q = .525 (10.0) 1.147 = 6.02 cfs per measurement
due to conditions however the output of the well
exceeds the amount filed on.

Crops - Beets

This examination was made on the

11th

day of

May

1946

(Signed)

Don Watta

Examiner.

21279

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
MAY 16 1966

Department of Reclamation

Newell P. Baker *(Wade Baker Bitter)*
1459 Burton Ave., Burley, Idaho
Permit No. 21279
Now owned by *Norman Smith*
WDS Church *Highway*
Examination for Beneficial use

County Minidoka
S1 - 9S - 23E.

Q = 2.4 cfs.
S = well
Irrig & dom

P.D. = NE NE-S1

Area = N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ } S1
and N $\frac{1}{2}$ NW $\frac{1}{4}$ }

Not ready for inspection
in 1951 and again in
1952.

Q. 71. H Jan 1953.

Expiry = Nov 4-49
F. 4 due Nov 7-1960
Made 2-26-51

discharge into 4" d.
Pipe extends approx 10' to
N into 6" line x 30 yds long

P.D. = Approx. 54 yds S 3

Pole line
7' into 6" line standing W.

240 v. meter G.E. # 519 Q
1/4 Kw x 10 = demand

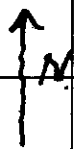
Well 250' x 210' deep x 12" d.
ced 160'

h = 155'
Pump bowl sets at 165'

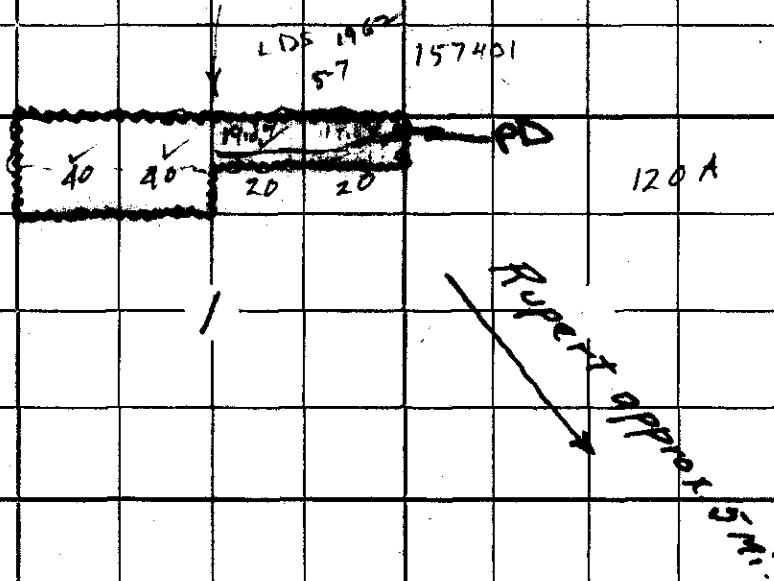
8" bowls - 6" column

Electric service in T. F.

Irrigates



T 9 S R 23 E



Area - 120 A

Subdivisions - 4

$Q = 2.40 \text{ cfs}$

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21279

REPORT ON PROOF OF Beneficial use

NEWELL P. BAKER, 1459 Burton Ave., Burley, Idaho

35736
21

T9S R23E

36

175
w 98

Newell P. Baker
Dec 2

Silge

Wm W. Rogers

Dec 3 Fred Rogers

21279

28

735 28 133E

3230 511

1000 21/10/2018

1000

1000

1000 21/10/2018

21/10/2018

1000 21/10/2018

1000

1000 21/10/2018

RE: Permits Nos. 19451, 19617, 20454, 21279
21323, 23903, 24937, 25137

See letter to J. N. Marshall, Assist. Loan Agent, John Hancock Mutual Life Insurance Co., regarding notification in case of cancellation of Permit, letter dated November 21, 1956, in file No. 19451.

21279

April 12, 1951

Re: Permits Nos. 20440, 21278, 21279 and 20604

Mr. Newel P. Baker
1459 Burton Avenue
Burley, Idaho

Dear Mr. Baker:

We acknowledge receipt of the Affidavits of Publication in connection with Beneficial Use Proofs under the above numbered Permits.

Before final action is taken in the matter, the law requires that a field examination be made by an Engineer from this Department.

We cannot say just when this examination will be made as this Department has but one Field Engineer who makes examinations all over the State.

However, he will try to contact you at the time the examination is made so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

21279

THE MINIDOKA COUNTY NEWS

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka, { ss.
STATE OF IDAHO, {

.....Larry H. Robinson....., being first
duly sworn, deposes and says that he is the

CO-.....publisher of The Minidoka County
News, a weekly newspaper published at Rupert,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Deponent further
states that the printed notice attached hereto was
duly published according to law in the regular
weekly editions of The Minidoka County News

for Four (4) consecutive weeks, commencing
with the issue dated Feb. 1, 1951, and
ending with the issue dated Feb. 22, 1951

Larry H. Robinson

Subscribed and sworn to before me this

2nd day of February, 1951

Raymond Notary Public

Cost of Publication \$12.00

Notary Fee

Total Cost

21279

NOTICE OF PROOF

APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at
10:00 A. M. on the 26th day of
February, 1951, at Burley, County
of Cassia, State of Idaho, before
Reid Starley, Notary Public, proof
will be submitted of the applica-
tion to beneficial use of 2.4 cubic
feet per second of the waters of
subterranean flow from a well in
accordance with the terms and
conditions of permit No. 21279
heretofore issued by the
Department of Reclamation of the
State of Idaho.

The name and postoffice address
of the person or corporation hold-
ing said permit are Newel P. Bak-
er, 1429 Burton St., Burley, Idaho.

The use to which said water has
been applied is irrigation and
domestic use.

The amount applied to bene-
ficial use is 2.4 cubic feet per
second.

The place where said water is
used N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ NW $\frac{1}{4}$
Section 1, Twp. 9 South, Range 23
East, B. M.

The name of the canal or ditch
or other works by which said wa-
ter is conducted to such place of
use is no name.

The right to take water from
such works is based upon Permit
No. 21279.

The source of supply from which
such water is diverted is subter-
ranean flow from a well in the
NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1, Twp. 9
South, Range 23 East, B. M.

The date of priority which said
user is prepared to establish is
November 4, 1949.

MARK R. KULP
State Reclamation Engineer
No. 709 Feb. 1—Feb. 22

RECEIVED
APR 12 1951

Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
FEB 28 1951
Department of Reclamation

Permit No. 21279

Proof of Application of Water to Beneficial Use

Deposition of Holder

✓ Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Newel P. Baker Farmer

1459 Burton Ave. Burley Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. Individual

Ques. 3 State number and date of permit, and date of priority you propose to establish under the permit.

Ans. November 4, 1949 #28964

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. One well located in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 1, Township 9 South, Range 23 East, B.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans. The well is 280 feet deep, 16 inch casing. The water stands at 155 feet.

Water is used through sprinkler system & open ditch
495 GPM.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The water is used on 120 acres of land. The use of sprinkler.

Cultivated crop

N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$, and N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 1, TWP 9 South, Range 23 EBM.

21279

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. Domestic use & fire protection.

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. 50 GPM.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Water from this well was used in 1950 irrigation season, and for cultivating purposes for one year. Through sprinkler system & open ditch. 495 GPM.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans.

(Sign)

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Barley, County of Lassie, State of Idaho, on this 26th day of February, A. D. 1951.

My commission expires

Jan 25, 1954

21279

**STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO**

Permit No. 21279

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Jack Witherspoon 30
1937 Eliz. Plvd. Twin Falls Idaho

Ques. 2. Are you acquainted with Newel F. Baeker Baker, the holder of Permit No. 21279? How long have you known him and where does he reside?

Ans. 3 yrs. 1459 Burton ave. Burley Idaho

Ques. 3. Have you read or heard read said Permit No. 21279, and are you familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Drilled Well 280 ft. 16 inch casing static level 155 ft.
through sprinkler system and open ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. One cubic ft. per second 495 gpm.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 495 gpm. orifice discharge

21279

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation Domestic & wire protect on stock cultivated.
Cult. fall and springer when.
N¹ N¹ NE¹, and N¹ NW¹ Section 1, TWP 9 SOUTH, Range 23 EBM.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. none

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Rolling northeast loam #1. approx. 100 miner inches

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. none

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. 1950 irrigation season Domestic thru sprinkler system

(Signed)

Jack Witherspoon

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Barley,
County of Lassen, State of Idaho, on this 26 day of Feb.,
A. D. 1951.

Notary Public.

My commission expires

Jan 25, 1954

21279

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 21279

Proof of Application of Water to Beneficial Use
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Paul Newman 33 Sales Eng.

1945 Eliz. Blvd. Twin Falls Idaho.

Ques. 2. Are you acquainted with Newel D. Baker., the holder of Permit No. 21279? How long have you known him and where does he reside?

Ans. 3 years 1459 Burton Ave. Burley Idaho.

Ques. 3. Have you read or heard read said Permit No. 21279, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Drilled Well 280 ft. 16 inch casing static level 155 ft.
through sprinkler system and open ditches.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 1 cubic ft. per second 495 GPM.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 495 GPM. orifice discharge

21279

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation Domestic Fire protection stock cultivated,
well and sprinkler system.

N¹ N¹ NE¹ and N¹ NW¹ Section 1, TWP 9 South, Range 23 EBM?

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Rolling Portneuf Loam #1 Approx. 100 Meiners inches.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. 1950 Irrigation season Domestic use thru sprinkler system

(Signed)

Paul Neumann

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

County of *Leasie*, State of Idaho, on this *26* day of *February*,
A. D. 19 *51*.

Paul H. Barley
Notary Public.

My commission expires

Jan 25, 1954

21279

April 9, 1951

Re: Permits Nos. 20440 and 21279

Mr. Newel P. Baker
1459 Burton Avenue
Burley, Idaho

Dear Mr. Baker:

Under date of March 5, 1951, we returned the depositions of yourself and two witnesses, submitted in Proof of Beneficial Use under the above numbered Permits, in order that you might complete same by giving the land description as called for in Question 6 of your own deposition and Question 7 of the depositions of your two witnesses.

We also called attention to the fact that the Affidavits of Publication were necessary to complete these proofs. If you have not received these Affidavits from the Minidoka County News and the Burley Herald Bulletin, it is important that you take the matter up with them at once.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bb

21279

March 5, 1951

Re: Permits Nos. 20440 and 21279

Mr. Newel P. Baker
1459 Burton Avenue
Burley, Idaho

Dear Mr. Baker:

We return your deposition and also the depositions of your two witnesses, submitted in Proof of Beneficial Use under Permits Nos. 20440 and 21279 for the reason that the land on which the water has been used is not described by legal subdivision, Section, Township and Range as called for in Question 6 of your own depositions and Question 7 of the depositions of your two witnesses.

We return Certificates of Completion of Works issued under these Permits which should be kept in your own files.

Affidavits of Publication are required in connection with all your Beneficial Use Proofs. The Minidoka County News was instructed to send you Affidavits of Publication for the Permits located in Minidoka County and the Burley Herald Bulletin for those located in Cassia County. If you have not received them, we suggest that you take the matter up with these newspapers.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh
Enc.

21279

January 22, 1951

Re: Permit No. 21279

Mr. Newel P. Baker
1429 Burton Street
Burley, Idaho

Dear Mr. Baker:

We enclose Certificate of Completion of Works issued under Permit No. 21279 for the diversion of 2.4 second feet of water from a well in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1, Township 9 South, Range 23 East, B.M., for irrigation and domestic use on the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 1, Township 9 South, Range 23 East, B.M.

A copy of Notice of Beneficial Use Proof to be made on this Permit on February 26, 1951, before Reid Starley, Notary Public, has been sent to the Minidoka County News with instructions to publish it once a week for four consecutive weeks prior to that date, and to send you the Affidavit of Publication, together with statement of costs.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

a:bh
Enc.

21279

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) January 17, 1951

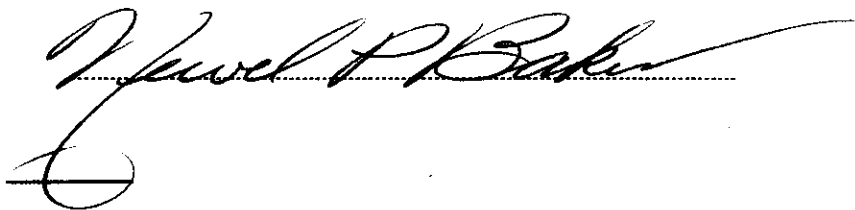
(P. O.) Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Minidoka County News of Rupert, Idaho published in
the county in which the works are situated.



(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

21279

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 26th day of February, 1951,
at Burley, County of Cassia, State of Idaho, before
Roid Starley, Notary Public, proof will be submitted of the
application to beneficial use of 2.4 cubic feet per second of the waters of subterranean flow
from a well in accordance with the terms and conditions of Permit No. 21279
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are

Harold P. Baker, 1429 Burton St., Burley, Idaho.

The use to which said water has been applied is irrigation and domestic use.

The amount applied to beneficial use is 2.4 cubic feet per second

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) NE 1/4 and NW 1/4 Section 1, Twp. 9 South, Range 23 East, B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of
use is no name.

The right to take water from such works is based upon Permit No. 21279

The source of supply from which such water is diverted is subterranean flow from a well
in the NE 1/4 NE 1/4 Section 1, Twp. 9 South, Range 23 East, B. M.

The date of priority which said user is prepared to establish is November 4, 1949

MARK R. KULP

State Reclamation Engineer.

21279

Permit No. 21279

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Ada

ss.

Newel P. Baker

, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to Appropriate the Public Waters of the State of Idaho, No. 21279, and that his postoffice address is Burley
State of Idaho

Second: That the name of the stream which said water is to be directed is

Subterranean flow from a well

Third: That the point of diversion of said water is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1,
Twp. 9 S., Range 23 E., B.M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Nov. 7, 1954.

Fifth: That the use for which said water is intended is irrigation and domestic.

Sixth: That on the date above mentioned, the works constructed under said permit were (~~or were not~~) fully completed and consisted of the following:

I. Kind of works: Well, pump, pipe and sprinkler system
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

(c) Size of headgate: Width feet, height feet.

(d) Conduit width at bottom feet, width at water line
(State whether ditch, flume or pipe)

feet, depth of water feet; diameter of pipe 6 inches, average grade per mile is feet. Length of conduit is 200 miles - 300 feet

Seventh: That said works are capable of conducting to the place of intended use
2.2 second feet of water.

Eighth: That water appropriated under said permit is available for 120
acres of land described as follows: N $\frac{1}{2}$ N $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 1, Twp. 9 South, Range 23 East, B.M.

12" casing

Ninth: Remarks: That Well 265 feet deep, cased about 130 feet, Equipped with Peerless pump, about 30 H.P. Sprinkler system

(Sign Here)

Subscribed and sworn to before me this 17th day of January, 1951

My commission expires February 16, 1953

Notary Public.

21279

November 16, 1949

Re: Permits Nos. 21278 and 21279

Mr. Nowel P. Baker
1459 Burton
Burley, Idaho

Dear Mr. Baker:

We enclose Permits Nos. 21278 and 21279
and direct your attention to the limitations and
conditions as given on the 4th page under approval
of the State Reclamation Engineer.

We also enclose Departmental Receipt No. 21897
for the \$12.00 filing fees.

Very truly yours,

MARY H. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

21279

NAME OF APPLICANT

New P. Baker

FORM No. O

Twp. 9.S. R.23.E.

Sec.
1

Point of Diversion, Well,

Permit Map No. 21279
As Approved
NOV 7 1949
MARK R. KOLP
State Reclamation Engineer